

REMARKS

Claims 1-10, 20-25, 31, 33-37, 40, 42-50, 65-72, 78, 97-107, 114 and 116 are presented for consideration, with Claims 1, 20, 31, 33, 65, 78, 97, 114 and 116 being independent.

Initially, Applicants note with appreciation that Claims 1-10, 31, 33-37, 40, 42-50, 78, 97-107 and 116 were indicated as containing allowable subject matter and would be allowed if amended to overcome rejections under 35 U.S.C. §112, second paragraph, and 35 U.S.C. §101. For the reasons discussed below, the outstanding rejections are deemed to be overcome and these claims are thus submitted to be allowable.

Claims 1-10, 31, 33-37, 40, 42-50, 78, 97-107 and 116 were rejected under 35 U.S.C. §112, second paragraph, as allegedly being indefinite. Particular attention was paid to the grounds for this rejection as set forth on pages 2-4 of the Office Action in amending the claims as shown above. Thus, the amendments are submitted to overcome this rejection, and it is submitted that all the claims pending in the application are in full compliance with the particularity and distinctness requirements of the statute. Accordingly, reconsideration and withdrawal of the rejection under 35 U.S.C. §112 is respectfully requested.

Claims 1-10, 31, 33-37, 40, 42-50, 78, 97-107 and 116 are rejected under 35 U.S.C. §101 for allegedly being directed to non-statutory subject matter. In response to this rejection, the claims have been amended as suggested on pages 4 and 5 of the Office Action. Accordingly, reconsideration and withdrawal of the rejection under 35 U.S.C. §101 is respectfully requested.

In view of the foregoing, reconsideration and allowance of this application is deemed to be in order and such action is respectfully requested.

Applicants' undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 530-1010. All correspondence should continue to be directed to our below-listed address.

Respectfully submitted,

/Scott D. Malpede/

---

Scott D. Malpede  
Attorney for Applicants  
Registration No. 32,533

FITZPATRICK, CELLA, HARPER & SCINTO  
30 Rockefeller Plaza  
New York, New York 10112-3801  
Facsimile: (212) 218-2200

SDM/vnm

DC\_MAIN 257408v1